

### **ADVISORY OPINION 98-003**

**Any advisory opinion rendered by the Registry under subsections (1) or (2) of this section may be relied upon only by the person or committee involved in the specific transaction or activity with respect to which the advisory opinion is rendered. KRS 121.135(4).**

April 16, 1998

Mr. Robert M. Winstead  
Treasurer  
General Drivers Warehousemen & Helpers  
Local Union #89 Drive Fund  
3813 Taylor Boulevard  
Louisville KY 40215

Dear Mr. Winstead:

This is in response to your request for an advisory opinion on which subdivisions of the International Brotherhood of Teamsters should be listed as connected organizations or affiliated committees on your "Permanent Committee Update" to be filed with the Registry.

**A. Should General Drivers, Warehousemen and Helpers Local Union No. 89 be listed as a connected organization?**

Yes. For the purposes of your update to the Registry, your committee should report your affiliation with General Drivers, Warehousemen and Helpers Local Union No. 89 (hereinafter Local No. 89), which is the local union controlling or in common control with your permanent committee pursuant to 32 KAR 2:190. Your permanent committee and Local No. 89 share common officers and membership, and according to Article XII of the Bylaws of Local No. 89, expenditures are made through your common president based on resolutions passed by the membership.

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**B. Should the International Brotherhood of Teamsters be listed as a connected organization?**

Yes. Your committee should report your affiliation with the International Brotherhood of Teamsters, as acknowledged in Article IV of your Bylaws.

**C. Should the update list other affiliated organizations, including Teamsters Joint Council No. 94, the Kentucky West Virginia Conference of Teamsters and the Central Region of Teamsters?**

Your committee may report generally its affiliation with all national, state and local unions otherwise affiliated with the International Brotherhood of Teamsters. In other words, if your affiliation with these organizations is based on your common affiliation with the international union, the Registry will accept a general statement encompassing your affiliations with the state and multistate organizations organized under the International Brotherhood of Teamsters. However, if your affiliation with any of these organizations is based on some other joint purpose, you should specifically list the organization(s) and explain the additional relationship.

**D. Statutory and Regulatory Basis for Opinion.**

Under KRS 121.150(7), your permanent committee and any other permanent committee or contributing organization "affiliated by bylaw structure or by registration" shall be considered as one (1) committee for the purposes of the contribution limits set by KRS 121.150(6). All permanent committees that are "established, financed, maintained or controlled by or in common control with . . . a single . . . international union or its state and local unions," shall be considered affiliated committees." 32 KAR 2:190. Therefore, your permanent committee is affiliated with all other permanent committees, contributing organizations or union branches affiliated with the International Brotherhood of Teamsters.

A copy of the statute and regulations addressed by this opinion are enclosed for your review. If you have any additional questions, please do not hesitate to contact the Registry.

Sincerely,

Rosemary F. Center  
General Counsel

RFC/db